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6	IN THE UNITED STATES DISTRICT COURT		
7	EOD THE MODTHEDM DI	STRICT OF CALIFORNIA	
8	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
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10	URIEL MARCUS, BENEDICT VERCELES, and Others Similarly		
11	VERCELES, and Others Similarly Situated,	No. C 14-03824 WHA	
12	Plaintiffs,		
13	v.	THIRD REQUEST FOR SUPPLEMENTAL BRIEFING	
14	APPLE INC.,	SUPPLEMENTAL BRIEFING	
15	Defendant.		
16	/		

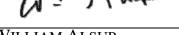
- 1. Has any plaintiff whose purchased unit continued to function ever been held to state a claim under the CLRA on the theory that a safety hazard should have been disclosed where the particular safety problem had not yet physically harmed that particular plaintiff (even though it may have harmed others)? Please cite only California decisions whose fact pattern exactly fits this scenario or say there are no such decisions.
- 2. Has any plaintiff whose purchased unit continued to function ever been held to state a claim under the Song-Beverly Act on the theory that they product line has a heightened risk of failure and therefore violates the warranty? Again, please cite cases dealing with this scenario.

3		Apple disclosed the overheating problem on its website and said not to use the
product a	against	one's skin for extended periods. How can someone complain if he uses it
contrary	to this	instruction?

Please respond by NOON ON MARCH 16, 2015. Your response should be no longer than ten pages (double spaced, no attachments, no footnotes.)

IT IS SO ORDERED.

Dated: March 12, 2015.



WILLIAM ALSUP UNITED STATES DISTRICT JUDGE